FITCH, EVEN, TABIN & FLANNERY

MORGAN L. FITCH, JR. FRANCIS A. EVEN* JULIUS TABIN JOHN F. FLANNERY ROBERT B. JONES JAMES J. SCHUMANN MAR 0 9 2004 A HALL PRADEMACK JAMES J. HAMILL TIMOTHY E. LEVSTIK JOSEPH E. SHIPLEY KENNETH H. SAMPLES PHILIP T. PETTI JOSEPH T. NABOR STEVEN C. SCHROER RICHARD A. KABA* KARL R. FINK MARK W. HETZLER

TIMOTHY P. MALONEY JAMES P. KRUEGER STEPHEN S. FAVAKEH

EDWARD W. GRAY, JR.

SHERRI N. BLOUNT

G. PAUL EDGELL*

BRUCE R. MANSFIELD KENDREW H. COLTON*

RICHARD E. WAWRZYNIAK STEVEN G. PARMELEE

RICHARD W. SCHUMACHER MICHAEL A. SANZO*

ATTORNEYS AND COUNSELLORS AT LAW

Established in 1859

SUITE 401L - 1801 K STREET, NW WASHINGTON, D.C. 20006-1201 TELEPHONE (202) 419-7000 FACSIMILE (202) 419-7007

ILI INOIS OFFICE

SUITE 1600 - 120 SOUTH LA SALLE STREET, CHICAGO, ILLINOIS 60603-3406 TELEPHONE (312) 577-7000

CALIFORNIA OFFICE

SUITE 250 - 9276 SCRANTON ROAD, SAN DIEGO, CA 92121-7707 TELEPHONE (858) 552-1311

COLORADO OFFICE SUITE 213 - 1942 PROADWAY, BOULDER, COLORADO BOSOS TELEPHONE (303) 402-6966

March 9, 2004

CHRISTORNER E GEORGE* SCOTT J. MENGHINI EDWARD E. CLAIR SANDRA V. SCAVO JON A. BIRMINGHAM RUDY KRATZ RAMON R. HOCH JOHN E. LYHUS STEVEN M. FREELAND DONNA E. BECKER SEAN R. O'DOWD MICHAEL G. VRANICAR BRIAN S. CLISE DEREK L. PRESTIN MARK A. BORSOS W. BRIAN EDGE*

PATENT AGENTS

EDIC I WHITEBELL JONATHAN H. BACKENSTOSE LILIA I. SAFONOV

OF COUNSEL

THOMAS F. LEBENS GEORGE W. SPELLMIRE, JR. LISA M. SOMMER

ALL DINERS LIMITED TO FEDERAL COURTS

Commissioner of Patents U.S. Patent and Trademark Office 2011 South Clark Place Customer Window Crystal Plaza Two, Lobby, Room 1B03 Arlington, VA 22202

> Supplemental Information Disclosure Statement Re:

> > Appl. No.: 10/622,779

Filed: July 21, 2003 Title:

Process for Monoalkylation of C-H Acidic Methylene Groups

Inventor(s): Bodmann, et al.

Attv. Dkt.: 7601/80401

Sir:

The following documents are being forwarded for appropriate action by the U.S. Patent and Trademark Office:

- Supplemental Information Disclosure Statement with copy of
- European Search Report attached; and

2. Return postcard.

Applicants do not believe that any fees are due for the filing of this Information Disclosure Statement. However, the Commissioner is hereby authorized to charge any fee deficiency with respect to this filing and any other fee required in connection with the present case, or credit any overpayment, to our Deposit Account No. 06-1135 under Order No. 7601/80401.

Commissioner of Patents March 9, 2004 Page 2

It is respectfully requested that the enclosed postcard be stamped with the date the enclosed documents are received by the PTO and that it be returned as soon as possible.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

Michael A. Sanzo Attorney for Applicants Registration No. 36,912

MAS:ct Enclosures



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Bodmann, et al.

Appl. No.: 10/622,779

Filed: July 21, 2003

For: Process for Monoalkylation of C-H Acidic Methylene Groups

Art Unit: to be assigned

Examiner: to be assigned

Atty. Dkt.: 7601/80401

Supplemental Information Disclosure Statement

Commissioner of Patents U.S. Patent and Trademark Office 2011 South Clark Place Customer Window Crystal Plaza Two, Lobby, Room 1B03 Arlington, VA 22202

Sir:

Applicants are submitting herewith a copy of the International Search Report received for corresponding European application no. 03015745.7-2103.

Applicants do not waive any rights to appropriate action to establish patentability over any of the listed documents should they be applied as references against the claims of the present application. This statement should not be construed as a representation that more material information does not exist or that an exhaustive search of the relevant art has been made.

Consideration of the cited documents and making the same of record in the prosecution of the above-captioned application are respectfully requested.

Applicants do not believe any fee is due for the submission of this Information Disclosure Statement. However, the Commissioner is hereby authorized to charge any fee deficiency to our Deposit Account No. 06-1135 under Order No. 7601/80401.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

Michael A. Sanzo
Michael A. Sanzo

Reg. No. 36,912 Attorney for Applicants

Date March 9, 2004
1801 K Street, N.W., Suite 401L

Washington, DC 20006-1201 Phone: (202) 419-7013